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Theodore Leach, and James Kerrigan
6 (through Jason Kerrigan), and all Counter Defendants

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 THEODORE LEACH, an individual; and
10 JAMES KERRIGAN, an individual,

11 Plaintiffs,

12 vs.

13 DENNETT INGRAM, an individual;
EPICUP HOLDINGS, INC., an Arizona
Dissolved Corporation; EPICUP
14 HOLDINGS, INC., a Wyoming corporation;
et al,

15 Defendants.

16 And all other claims and parties
17

CASE NO.: 2:22-cv-01809-JAD-NJK

**STIPULATION AND ORDER TO
STRIKE AND WITHDRAW
PLAINTIFFS' OPPOSITION TO
DEFENDANTS' /
COUNTERCLAIMANTS' MOTION
FOR SUMMARY JUDGMENT ON
PLAINTIFFS' CLAIMS [ECF 115] AND
APPENDIX [ECF 116]**

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19 STIPULATION

20 The Plaintiffs and Counter Defendants, by and through their counsel Richard F. Scotti,
21 Esq. of Scotti Law Firm, PLLC, and the Defendants and Counterclaimants, by and through their
22 counsel, Miles N. Clark, hereby stipulate to strike and withdraw "Plaintiffs' Opposition to
23 Defendants'/Counterclaimants' Motion for Summary Judgment on Plaintiffs' Claims" [ECF 115]
24 and Appendix thereto [ECF 116]. Plaintiffs' Opposition and Appendix [ECF 115 and 116]

discuss and include as an Exhibit a document that is privileged and confidential as between Defendants and their counsel; which document Plaintiffs' prior counsel had agreed to permit Defendants to "claw back" and protect from disclosure. The parties further stipulate that Plaintiffs may have an extension of time to Thursday, December 5, 2024, to file their revised Response to Defendants' and Counterclaimants' Motion for Summary Judgment. [ECF 110], and Defendants'/Counterclaimants' Reply shall be due December 19, 2024.

So stipulated this 3rd day of December 2024.

LAW OFFICES OF MILES N. CLARK, LLC

/s/ Miles N. Clark

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*Counsel for Defendants / Counterclaimants
Dennett Ingram; EpicUp Holdings, Inc.
(Arizona); Epicup Pte, Ltd.; and EpicUp
Holdings, Inc. (Wyoming)*

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/s/ Richard F. Scotti

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Defendants Theodore Leach, TJL
Investments Inc., James Kerrigan,
And J.F.K. Investments Inc.*

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ORDER

On Stipulation of the parties, and good cause appearing therefor: the Court strikes Plaintiffs' Opposition to Defendants'/Counterclaimants' Motion for Summary Judgment on Plaintiffs' Claims [ECF 115] and Appendix thereto [ECF 116]. The Court extends the deadline for Plaintiffs Response to Defendants'/Counterclaimants Motion for Summary Judgment on Plaintiffs' Claims [ECF 110] to December 5, 2024, and Defendants'/Counterclaimants Reply shall be due December 19, 2024.

IT IS SO ORDERED.

Dated: December 6, 2024



Nancy J. Koppe
United States Magistrate Judge